



Eric Gonzalez
District Attorney

**DISTRICT ATTORNEY
KINGS COUNTY**

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Kenneth R. Carbajal
Assistant District Attorney

June 15, 2020

Re: [REDACTED]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: BRIAN MCHENRY

MOS TAX: 931821

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

MOS MCHENRY PLED GUILTY TO THE FOLLOWING NYPD DEPARTMENTAL CHARGES AND SPECIFICATIONS:

1. MOS MCHENRY, WHILE ASSIGNED TO THE 69TH PRECINCT AND WHILE ON DUTY, ON OR ABOUT AUGUST 31, 2004, WAS ABSENT FROM HIS ASSIGNED POST WITHOUT PERMISSION OR AUTHORITY OF A SUPERIOR OFFICER.
2. MOS MCHENRY, WHILE ASSIGNED TO THE 69TH PRECINCT, WHILE ON DUTY, ON OR ABOUT SEPTEMBER 9, 2004, DID FAIL TO MAINTAIN HIS ACTIVITY LOG AS A RESULT OF HAVING LOST HIS OFFICIAL DEPARTMENT ISSUED MEMO BOOK.
3. MOS MCHENRY, ASSIGNED TO THE 69TH PRECINCT, WHILE ON DUTY, ON OR ABOUT SEPTEMBER 27, 2004, WAS ABSENT FROM HIS ASSIGNED POST WITHOUT PERMISSION OR AUTHORITY OF A SUPERIOR OFFICER.
4. MOS MCHENRY ASSIGNED TO THE 69TH PRECINCT WHILE ON DUTY, ON OR ABOUT MARCH 23, 2005, WAS ABSENT WITHOUT LEAVE FROM THE 69TH PRECINCT FOR A TOTAL OF SEVENTY- FIVE (75) MINUTES

CASE STATUS: CLOSED ON 06/04/2007

PENALTY: FORFEITURE OF EIGHTEEN (18) VACATION DAYS

Disclosure # 2:

MOS MCHENRY IS A NAMED DEFENDANT IN THE FOLLOWING CIVIL ACTION:

KOREY HALLOWAY V. CITY OF NEW YORK, ET AL, 11-CV-603, FILED IN THE EASTERN DISTRICT OF NEW YORK

Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 04/29/2014, AGAINST MOS MCHENRY:
ALLEGATION:

1. MEMOBOOK INCOMPLETE/ IMPROPER

PENALTY: SCHEDULE B COMMAND DISCIPLINE

THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 4:

CCRB CASE: 200506487

REPORT DATE: 06/10/2005

INCIDENT DATE: 06/01/2005

CCRB SUBSTANTIATED ALLEGATION:

1. Abuse - Refusal to provide name/shield number
NYPD Disposition: Instructions, Penalty of Instruction

Disclosure # 5:

CCRB CASE: 201301434

REPORT DATE: 03/07/2013

INCIDENT DATE: 02/07/2013

OTHER MISCONDUCT NOTED (NO CCRB JURISDICTION):

1. OMN - Failure to prepare a memobook entry

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